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05-15-06

Attorney Docket No. 54099-8003.US01

\$ AF/1648
JFW

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

Lau, *et al.*

APPLICATION No.: 09/772,109

FILED: January 26, 2001

FOR: HIGH LEVEL CYTOKINE PRODUCTION WITH
ENHANCED CELL VIABILITY

EXAMINER: Winkler

ART UNIT: 1648

CONF. No: 8965

Notice of Appeal and Petition for Extension of Time

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal from the decision of the Examiner dated November 15, 2005, rejecting claims 1-3, 6-8, 11 and 39-41.

05/16/2006 SHASSEN1 00000052 09772109

01 FC:2401

250.00 OP

The items checked below are appropriate:

☒ Fee for Notice of Appeal (37 C.F.R. §1.17(b))

☒ Small Entity: \$250.00

☒ Petition for Extension of Time. Applicants hereby petition for a 3-Month Extension of Time, to extend the period for response to **May 15, 2006**.

Extension Fee (37 C.F.R. §1.17(a)(1)-(a)(5))

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☒ Small Entity:

02 FC:2253

510.00 OP

☒ \$510.00

☒ Conditional Petition for Extension of Time

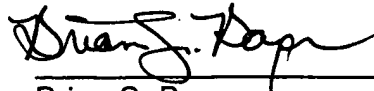
Applicant petitions for an Extension of Time if necessary for timely filing of this Notice of Appeal.

☒ Fee Payment

- ☒ Check enclosed for \$760.00.
- ☒ Please charge any underpayment for timely filing of this paper to Deposit Account No. 50-2207.

Respectfully submitted,

Date: May 12, 2006



Brian S. Boyer
Registration No. 52,643

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